

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 SARA M. BARKER individually and  
8 on behalf of all others similarly  
situated,

9 Plaintiff,

10 v.

11 THRIVE CAUSEMETICS, INC., a  
12 Delaware corporation; and KARISSA  
BODNAR, an individual,

13 Defendants.

C18-1470 TSZ

MINUTE ORDER

14 The following Minute Order is made by direction of the Court, the Honorable  
15 Thomas S. Zilly, United States District Judge:

16 (1) Defendant Karissa Bodnar's Motion to Dismiss, docket no. 11, is DENIED.  
17 Plaintiff has alleged that Defendant Bodnar personally engaged in unfair and deceptive  
18 conduct by making allegedly misleading and deceptive statements regarding Defendant  
19 Thrive Causemetic's charitable activities. Complaint, docket no. 1-2, ¶ 5.6. Plaintiff also  
20 alleges that Defendant Bodnar's conduct caused her injury. *Id.* ¶¶ 6.5, 7.5. Reliance is  
21 not the only way to demonstrate causation under the Consumer Protection Act. *Indoor  
Billboard / Washington, Inc. v. Integra Telecom of Washington, Inc.*, 162 Wn.2d 59, 82-  
85 (2007); *see also Panag v. Farmers Ins. Co. of Washington*, 166 Wash.2d 27, 58 n.15,  
204 P.3d 885 (2009). Taking the allegations as true, Plaintiff has alleged facts sufficient  
to "state a claim to relief that is plausible on its face." *Ashcroft v. Iqbal*, 556 U.S. 662,  
678 (2009) (quoting *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544, 570 (2007)).

(2) The Clerk is directed to send a copy of this Minute Order to all counsel of record.

Dated this 17th day of December, 2018.

William M. McCool  
Clerk

s/Karen Dews  
Deputy Clerk